

TRANSMITTAL SLIP		DATE 20 May 83	
TO:		LLD/OEXA	
ROOM NO.	BUILDING		
REMARKS:			
<p>I am returning the attached to you.</p> <p><i>File Regularly</i> <i>House Judiciary</i></p>			
FROM			
ROOM NO.	BUILDING	EXTENSION	

FORM NO. 241
1 FEB 55

REPLACES FORM 36-8
WHICH MAY BE USED

(47)

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The Director of Central Intelligence

Washington, D.C. 20505

22 November 1982

Honorable Robert McClory
Committee on the Judiciary
House of Representatives
Washington, D.C. 20515

Dear Mr. McClory:

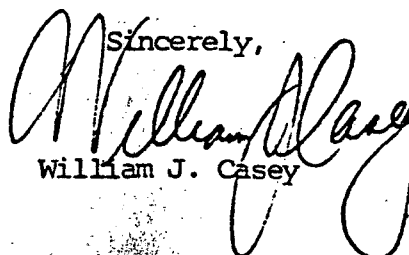
Prior to the recess for congressional elections, the Senate completed action on S. 2552, the intelligence personnel protection legislation the Intelligence Community has sought for some time. The legislation is currently pending in the Judiciary Committee.

Under S. 2552, the federal government will be able to bring its existing law enforcement capabilities to bear against acts of violence which interfere with the mission of the Intelligence Community. The legislation provides federal criminal penalties for violent attacks on U.S. intelligence personnel performing official duties, aliens admitted to permanent residence in the United States under the CIA Act of 1949 for their contribution to the U.S. intelligence effort, and foreign visitors temporarily present in the United States under Intelligence Community auspices in support of U.S. intelligence objectives.

You may recall from the first session of this Congress that S. 1127, the Intelligence Authorization Act for Fiscal Year 1982, contained intelligence personnel protection provisions which were deleted in conference at the request of the House conferees to allow the House Judiciary Committee an opportunity to give full consideration to the legislation. Chairman Boland of the Permanent Select Committee on Intelligence subsequently introduced the intelligence personnel protection provisions as H.R. 4940, the companion to S. 2552.

The Subcommittee on Crime has scheduled a hearing on this legislation for 1 December. I would be very grateful for any assistance that you, as a Member of both committees interested in the measure, can give in ensuring its expeditious handling so that final enactment can be achieved in the time remaining in this Congress.

Sincerely,



William J. Casey

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97TH CONGRESS
2D SESSION

S. 2552

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 1, 1982

Referred to the Committee on the Judiciary

AN ACT

To protect the safety of intelligence personnel and certain other persons.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 That section 1114 of title 18, United States Code, is

4 amended—

5 (a) by inserting “or attempts to kill” after “kills”;

6 (b) by striking out “while engaged in the perform-

7 ance of his official duties or on account of the perform-

8 ance of his official duties” and inserting in lieu thereof

9 “or any officer or employee of any department or

10 agency within the Intelligence Community (as defined

11 in section 3.4(F) of Executive Order 12333, December

Bill as Pending Before House Judiciary Crime Subcommittee

1 8, 1981, or successor orders) not already covered
2 under the terms of this section"; and

3 (c) by inserting before the period at the end there-
4 of a comma and the following: "except that any such
5 person who is found guilty of attempted murder shall
6 be imprisoned for not more than twenty years".

7 SEC. 2. Chapter 51 of title 18, United States Code, is
8 amended by adding at the end thereof the following new sec-
9 tion:

10 **"§ 1118. Murder, manslaughter, assaults, threats, extor-**
11 **tion, or kidnaping of persons given entry into**
12 **the United States for permanent residence**
13 **pursuant to section 7 of the Central Intelli-**
14 **gence Agency Act of 1949**

15 "(a) Whoever kills or attempts to kill a person given
16 entry into the United States for permanent residence pursu-
17 ant to the provisions of section 7 of the Central Intelligence
18 Agency Act of 1949 (50 U.S.C. 403h) shall be punished as
19 provided under sections 1111, 1112, and 1113 of this title,
20 except that any such person who is found guilty of murder in
21 the first degree shall be sentenced to imprisonment for life,
22 and any such person who is found guilty of attempted murder
23 shall be imprisoned for not more than twenty years.

24 "(b) Whoever engages in conduct proscribed by section
25 112, 878, or 1201 of this title against any person described

1 in subsection (a) shall be punished as provided under those
2 sections.”.

3 SEC. 3. Chapter 51 of title 18, United States Code, is
4 amended by adding at the end thereof the following new sec-
5 tion:

6 **“§ 1119. Murder, manslaughter, assaults, threats, extortion**
7 **or kidnaping of persons present in the United**
8 **States under intelligence auspices**

9 “(a) Whoever kills or attempts to kill a person certified
10 by the Director of Central Intelligence or his designee to be
11 present in the United States under the auspices of any de-
12 partment or agency within the Intelligence Community (as
13 defined in section 3.4(F) of Executive Order 12333, Decem-
14 ber 8, 1981, or successor orders) shall be punished as pro-
15 vided under sections 1111, 1112, and 1113 of this title,
16 except that any such person who is found guilty of murder in
17 the first degree shall be sentenced to imprisonment for life,
18 and any such person who is found guilty of attempted murder
19 shall be imprisoned for not more than twenty years.

20 “(b) Whoever engages in conduct proscribed by section
21 112, 878, or 1201 of this title against any person described
22 in subsection (a) shall be punished as provided under those
23 sections.”.

1 SEC. 4. The table of sections for chapter 51 of title 18,
2 United States Code, is amended by adding at the end thereof
3 the following new items:

"1118. Murder, manslaughter, assaults, threats, or kidnaping of persons given entry into the United States for permanent residence pursuant to section 7 of the Central Intelligence Agency Act of 1949.

"1119. Murder, manslaughter, assaults, threats, extortion, or kidnaping of persons present in the United States under intelligence auspices."

Passed the Senate October 1 (legislative day, September 8), 1982.

Attest: **WILLIAM F. HILDENBRAND,**
Secretary.

97TH CONGRESS
2D SESSION

S. 2552

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OCTOBER 1, 1982

Referred to the Committee on the Judiciary

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10 agency within the Intelligence Community (as defined
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Modified Version

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 Passed the Senate October 1 (legislative day, September 8), 1982.

Attest:

WILLIAM F. HILDENBRAND,

Secretary.

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